

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,

v.

JOANN E. THOMAS,
Defendant.

NO. NO. 2:19-cr-00210-RAJ

ORDER OF FORFEITURE

THIS MATTER comes before the Court on the United States' motion for an order forfeiting, to the United States, Defendant Joann E. Thomas' interest in a sum of money in the amount of \$227,603.77, representing the proceeds she obtained from her commission of the offense of *Conspiracy to Commit Mail Fraud and Wire Fraud*, in violation of 18 U.S.C. § 371 (Count 1).

The Court, having heard the evidence presented at trial, and after considering the United States' motion, and any responses thereto, hereby FINDS an Order of Forfeiture is appropriate because:

- Defendant Joann E. Thomas has now been convicted of *Conspiracy to Commit Mail Fraud and Wire Fraud*, in violation of 18 U.S.C. § 371. The proceeds of such offenses are forfeitable pursuant to 18 U.S.C. § 981(a)(1)(C) by way of 28 U.S.C. § 2461(c).

- 1 • The evidence presented at trial established that Defendants Allan B.
- 2 Thomas and Joann E. Thomas conspired together and acted in concert to
- 3 execute a scheme to defraud King County.
- 4 • The evidence presented at trial established that Defendants Allan B.
- 5 Thomas and Joann E. Thomas personally obtained a total of \$455,207.55 in
- 6 proceeds from this offense.
- 7 • The evidence presented at trial established that Defendants Allan B.
- 8 Thomas and Joann E. Thomas used the proceeds they personally obtained
- 9 from this offense to benefit their marital community.
- 10 • The evidence presented at trial established that it is appropriate to attribute
- 11 \$227,603.77 of the total proceeds Defendants personally obtained from the
- 12 offense to Defendant Joann E. Thomas.
- 13 • This sum of money is personal to Defendant Joann E. Thomas. Pursuant to
- 14 Federal Rule of Criminal Procedure (“Fed. R. Crim. P.”) 32.2(c)(1), no
- 15 third-party ancillary process is required before forfeiting it.
- 16

17 NOW, THEREFORE, THE COURT ORDERS:

- 18 1. The forfeiture of a sum of money in the amount of \$227,603.77,
- 19 representing the proceeds Defendant personally obtained from her commission of
- 20 *Conspiracy to Commit Mail Fraud and Wire Fraud*, in violation of 18 U.S.C. § 371
- 21 (Count 1). The United States agrees it will request the Attorney General apply any
- 22 amounts it collects toward satisfaction of this forfeited sum to the restitution that is
- 23 ordered in this case. The United States has also agreed that any amount Defendant pays
- 24 toward restitution will be credited against this forfeited sum.
- 25 2. Pursuant to 18 U.S.C. § 981(a)(1)(C), by way of 28 U.S.C. § 2461(c),
- 26 Defendant Joann E. Thomas’ interest in the above-identified sum of money is fully and
- 27 finally forfeited, in its entirety, to the United States.

